Creation of judicial services at national level

†1394. SHRI RAM JETHMALANI:
DR. MURLI MANOHAR JOSHI:

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether it is a fact that creation of National Level Judicial Services on the pattern of All India Civil Services in the country is being contemplated by Government;

(b) if so, the facts thereof;

(c) the details of the proposal under consideration at present; and

(d) the advantage likely to accrue from implementation of the proposal?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) to (d) As per the recommendations of the Law Commission of India, the directions of the Supreme Court of India in All India Judges Association case (Writ Petition No. 1022/89) and the guidelines recommended by the First National Judicial Pay Commission, creation of All India Judicial Service has been under examination of the Government. Since the creation of an All India Judicial Service would require cooperation of the State Governments and High courts, views and comments of the State Governments and High Courts have been sought.

Further, creation of All India Judicial service will require a Resolution in the Rajya Sabha to be passed by not less than two thirds of the members present and voting, followed by an appropriate enactment by Parliament under article 312 of the Constitution of India. The National Commission to Review the working of the Constitution has not recommended the creation of All India Judicial Service. No dicision has yet been taken for creation of Judicial Services at National level by the Government.

Setting up of village courts

1395. SHRI RAJEEV SHUKLA: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether it is a fact that Government are contemplating setting-up of village courts (Grameen Nyayalayas) in the country;

†Original notice of the question was received in Hindi.

(b) if so, the details of the proposal and estimated time limit for its implementation; and

(c) whether Government will allow one-time shifting of pending cases from district courts to the village courts for speedier disposal of the same?

THE MINISTER OF LAW AND JUSTICE (SHRI H.R. BHARDWAJ): (a) to (c) The Government is examining various aspects relating to setting up of Gram Nyayalayas in the country and for this purpose to introduce a Bill in Parliament at the earliest possible.

Delimitation of constituencies

†1396. SHRI AJAY MAROO: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether there is any proposal for delimitation of Parliamentary and Assembly Constituencies in Jharkhand on the basis of Census of 2001;

(b) if so, the details thereof; and

(c) the policy of Government in this regard?

THE MINISTER OF LAW AND JUSTICE (SHRI H.R. BHARDWAJ): (a) and (b) The Delimitation Commission has intimated that the work relating to delimitation of Parliamentary and Assembly Constituencies on the basis of census figures for 2001 as published by the Registrar General of India and Census Commissioner for the State of Jharkhand has already been started. The working paper in this regard has since been finalised and the Commission is going to shortly fix a date for holding a meeting with the Associate Members to discuss the working paper with a view to finalizing the draft proposals.

(c) The Delimitation Commission is required to undertake the work of delimitation in accordance with the provisions of, and the guidelines contained in, the Constitution and the Delimitation Act, 2002. As such, there is no scope for the Government to make any separate policy in this regard.

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†Original notice of the question was received in Hindi.